

KURT A. KAPPES (SBN 146384)
GREENBERG TRAURIG, LLP
1201 K Street, Suite 1100
Sacramento, CA 95814-3938
Telephone: (916) 442-1111
Facsimile: (916) 448-1709
kappesk@gtlaw.com

Attorneys for Defendant
IAC/InterActiveCorp

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

ROBERT ARRIAGA, individually and on behalf
of all others similarly situated,

Plaintiff,

v.

IAC/InterActiveCorp, a Delaware corporation,

Defendant.

CASE NO. 5:14-cv-04656 (NC)

JOINT STIPULATION AND ~~PROPOSED~~
ORDER ON MOTION TO COMPEL
ARBITRATION AND STAY LITIGATION

Date: January 21, 2015

Time: 1:00 p.m.

Location: Courtroom 7
San Jose Courthouse
280 South 1st Street
San Jose, California 95113

1 WHEREAS, on December 12, 2014, Defendant IAC/InterActiveCorp filed a Motion to Compel
2 Arbitration and Stay Litigation (the "Motion") in the action titled ROBERT ARRIAGA vs.
3 IAC/InterActiveCorp, designated as Case No. 5:14-cv-04656 (NC) (the "Action");

4 WHEREAS, upon reviewing Defendant's papers in support of the Motion, Plaintiff's counsel
5 contacted Defendant's counsel to agree to arbitration and stay the Action pending conclusion of the
6 arbitration;

7 IT IS HEREBY STIPULATED between the Parties, through counsel, as follows:

8 **STIPULATION:**

9 The Parties agree that they entered into and are bound to arbitrate the above-referenced claims by
10 the Severance and General Release Agreement (the "Arbitration Agreement");

11 The Parties agree that Defendant's Motion to Compel Arbitration and Stay Litigation shall be
12 GRANTED in its entirety;

13 Plaintiff agrees to submit Plaintiff's claims at issue in the above-referenced Action to final and
14 binding arbitration pursuant to the Arbitration Agreement;

15 The Parties agree that this Action should be stayed pending arbitration and that the Court shall
16 retain jurisdiction over this matter pending the conclusion of the arbitration.

17 **IT IS SO STIPULATED.**

18 DATED: December 23, 2014

GREENBERG TRAURIG, LLP

19 By /s/ Kurt A. Kappes

20 KURT A. KAPPES
21 Attorneys for Defendant IAC/InterActive Corp.

22
23 DATED: December 23, 2014

HOGUE & BELONG

24 By /s/ Jeffrey L. Hogue

25 JEFFREY L. HOGUE, ESQ.
26 Attorneys for Plaintiff Robert Arriaga
27
28


ORDER:

Pursuant to the Parties' stipulation and good cause appearing, it is hereby ordered, adjudged and decreed that:

1. Plaintiff shall submit his claims at issue in the above-referenced Action to final and binding arbitration pursuant to the Arbitration Agreement;
2. Plaintiff's Action is hereby stayed pending arbitration; and
3. This Court shall retain jurisdiction over this matter pending the conclusion of the arbitration.

IT IS SO ORDERED.

Dated: January 7, 2015


United States District Judge
Northern District of California